



California Fair Political Practices Commission

November 14, 1985

Leo Burke, Member
California Veterans Board
c/o 1727 No. San Joaquin Street
Stockton, CA 95204

Re: Your Request for Advice;
Our File No. A-85-224

Dear Mr. Burke:

You have written requesting our advice as to whether there is any conflict of interest inherent in your situation, which you have described as follows:

FACTS

You have served and continue to serve, without any form of compensation, as the volunteer treasurer for the committee formed to support the passage of Proposition 29 on the 1984 ballot (the Veterans Bond Act of 1984). The committee (I.D. No. 841835) is still actively seeking and receiving contributions to pay expenses incurred in the successful campaign.

You have recently been appointed to the California Veterans Board, a policy-making body affiliated with the California Department of Veterans Affairs, which is the agency that administers the funds resulting from the sale of the bonds which were approved via the ballot measure.

CONCLUSION

There is no conflict of interest under the Political Reform Act^{1/} presented by your situation. The conflict of interest

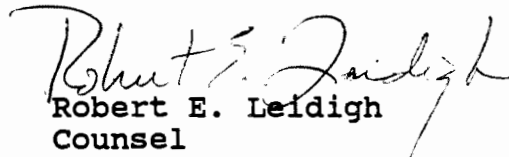
^{1/} Government Code Sections 81000-91015. Commission advice is limited to the provisions of the Political Reform Act.

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provisions of the Act deal with conflicts between economic interests and official duties. Your political interests are not a basis for a conflict of interest under the Act. Obviously, you may not use state resources for your work as a treasurer, or any other personal matters, but that is something I am sure you were aware of anyway.

I trust this letter adequately responds to your question. Should you have any questions regarding this letter, I may be reached at (916) 322-5901.

Sincerely,


Robert E. Leidigh
Counsel
Legal Division

REL:nwm

CALIFORNIA VETERANS BOARD

POST OFFICE BOX 1559, SACRAMENTO, CALIFORNIA 95807

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October 29, 1985

Ms. Barbara Milman, General Counsel
California Fair Political Practices Commission
P. O. Box 807
Sacramento, CA 95804

Re: 1984 Proposition 29 Ballot Measure - Veterans Bond Act

Dear Ms. Milman:

An acquaintance of mine recently had a discussion with John Keplinger relative to my term as treasurer of the 1984 Proposition 29 ballot measure (that was the Veterans Bond Act of 1984). From the time of the inception of the committee supporting Proposition 29 (pac# 841835) to the present time, I have served as treasurer and have tried faithfully to fulfill the duties of that office. For your record I have recently moved from 2132 Oregon Avenue, Stockton, CA to 1727 No. San Joaquin Street, Stockton, CA 95204.

Recently, I was appointed by the Governor as a member of the California Veterans Board, a unit of the California Department of Veterans Affairs. My question is this: is there any conflict of interest or other reason why I should not fulfill both roles, ie, member of the California Veterans Board and remain treasurer of the Proposition 29 ballot measure? For your information, the Proposition passed and the Commission is still seeking and receiving the additional funds required to pay expenses incurred.

I would appreciate it very much if you would let me have your opinion on this matter. I will very happily follow any advice you can give.

Sincerely,

A handwritten signature in cursive script that reads "Leo Burke".

LEO BURKE, Member
California Veterans Board

cc: Grover McKean, Rothschild, Unterberg, Towdin
Director, Department of Veterans Affairs